

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA**

**ROBERT JOHNSON, as personal
representative for the ESTATE OF
IRENA JOHNSON,**

Plaintiff,

V.

**DENITA COLVIN; WILLIE EVA BALDWIN;
and ACE AMERICAN INSURANCE
COMPANY, et al.**

Defendants.

CASE NO.: 2:07cv1068-MHT

MOTION FOR EXTENSION OF DEADLINE

COMES NOW, the Plaintiff, by and through his counsel for an extension of time to provide to the Defendants in this action his expert witness designation and reports pursuant to Section 8 of this Honorable Court's Scheduling Order and states the following reasons therefore:

1. That the Plaintiffs expert designation required by Rule 26(a)(2) was due on or before March 24, 2008.
2. That the parties have numerous conducted depositions, including depositions of multiple fact witnesses, as recent as March 18, 2008.
3. That some of the transcripts from all depositions necessary for Plaintiff's retained experts to review and issue a report are not complete and have not been provided to the parties.
4. That without said deposition transcripts, the Plaintiff's experts are unable to formulate an expert opinion in order to create a report for distribution to the opposing parties.

5. That as soon as said deposition transcripts become available, counsel will have his expert witness immediately review the same to establish an opinion to be provided to the opposing parties.

WHEREFORE, PREMISES CONSIDERED, Plaintiff requests an additional thirty (30) days to comply with Section 8 of this Honorable Courts scheduling order regarding expert witnesses and testimony.

Respectfully Submitted, this the 26th day of March, 2008.

/s/ Zachary T. Collins

Zachary T. Collins
Attorney for Plaintiff

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CERTIFICATE OF SERVICE

I, Zachary T. Collins, certify that on the 26th day of March, 2008, the foregoing document was served on counsel/adverse party listed below, properly addressed and pre-paid, in the following manner:

- () Facsimile;
- () Facsimile, original to follow by United States mail, first class, properly addressed;
- () United States mail, first class, properly addressed;
- () United States mail, Express Mail delivery;
- () Federal Express, overnight delivery;
- () United Parcel Service, overnight delivery;
- () Hand delivery;
- (x) CM/ECF

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